

City Council met in regular session on June 27, 2011 at 6:30 p.m. in the Council Rooms Sac City Municipal Building with the following members present: Bill Brenny, Jim Frederick, Nich Frohardt, Gary Hansen, Jim Johnston, with Barb Bloes, Mayor presiding.

A motion was made by Bill Brenny and seconded by Jim Frederick to approve the following consent agenda items:

Approval of the agenda as amended.

Approval of the minutes of the June 13, 2011 council meeting.

Approval of the receipts and disbursements for May 2011 as follows:

**RECEIPTS FOR MAY 2011**

General Fund	\$17,161.03
Airport	460.00
Road Use Tax	16,908.62
Debt Service	6,304.15
T & A Property Tax	5,534.92
T & A Library	690.00
T & A Local Option Sales Tax	11,280.27
Water and Gas Deposits	2,325.00
Water Utility	39,461.79
Sewer Utility	46,964.65
Storm Sewer	4,900.00
Gas Utility	94,619.62
Garbage Utility	17,819.94

**DISBURSEMENTS FOR MAY 2011**

General Fund	\$53,945.20
Fire Department	857.58
Road Use Tax	8,615.62
T & A Library	519.26
Water and Gas Deposits	1,245.00
Water Utility	27,974.52
Sewer Utility	16,918.92
Storm Sewer	404.00
Gas Utility	88,772.61
Garbage Utility	13,405.44

Roll call was taken and vote was as follows:

Ayes: Jim Frederick, Nich Frohardt, Gary Hansen, Bill Brenny.

Nays: None.

Abstain: Jim Johnston.

Darrin Jacobs, engineer with Snyder and Associates, updated the council on the progress of the wastewater treatment plant project.

The following actions were taken on the wastewater treatment plant project.

After considering the options for change order #3, it was moved by Nich Frohardt and seconded by Jim Johnston to approve the change order in the amount of \$43,084.82 (without the blocked windows). Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Jim Frederick and seconded by Bill Brenny to approve change order #4 (power drop – required for commercial services) in the amount of \$3,035.97. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Nich Frohardt and seconded by Bill Brenny to approve change order #5 in the amount of \$10,315.23 for valving and piping. ). Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

The council delayed any action on changes order #6 until more information is available.

It was moved by Nich Frohardt and seconded by Jim Frederick to approve the following cigarette permits for 2011-12:

Casey's General Store  
VFW Club 590  
Sac City Food Pride

Sac Liquor Store  
The Place on State  
Crossroads of Sac City

Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Nich Frohardt and seconded by Jim Johnston to approve a special event permit for The Sac City Depot, Inc. dba/ Sac City Depot for a Class "B" Beer Permit with Outdoor Service for July 2, 2011 subject to issuance of a permit by the liquor commission. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Jim Frederick and seconded by Nich Frohardt to approve a Class "E" Liquor Permit with Sunday Sales, Carryout Beer and Carryout Wine for Wally's Food Pride dba/ Sac City Food Pride subject to issuance of a permit by the liquor commission. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

Joe Behrens with Region XII Council of Governments presented to the council an informational session on TIF (Tax Increment Financing).

A motion was made by Nich Frohardt and seconded by Jim Johnston to enter into closed session under Chapter 21 Section 1 Paragraph C of the Code of Iowa. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Jim Johnston and seconded by Nich Frohardt to re-enter into open session. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

There were no decisions made as a result of the closed session.

It was moved by Jim Frederick and seconded by Nich Frohardt to approve Viking Bay's rental application for July 1, 2011. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Jim Johnston and seconded by Nich Frohardt to approve the Chautauqua Day's Committee Application for a Noise Pollution Permit. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Gary Hansen and seconded by Jim Frederick to approve the recommended list of chemical bids (per attached). Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Bill Brenny and seconded by Jim Frederick to proceed with the negotiation process for a contract with the first choice (as determined from the interview ratings) engineer, Kuehl and Payer, on the Street Improvement Project. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Jim Frederick and seconded by Gary Hansen to advertise and accept sealed bids at the July 25<sup>th</sup> council meeting for the sale of city equipment. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Nich Frohardt and seconded by Jim Johnston to appoint Teresa Loxterkamp to the Park Board. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

The council further discussed the Open Burning Rules of the Solid Waste Control Ordinance.

A motion was made by Gary Hansen and seconded by Nich Frohardt to approve the specifications and going out to bids on the Electrical Services for North 5<sup>th</sup> Street Project. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Bill Brenny and seconded by Nich Frohardt to approve the specifications and going out to bids on the Construction Services for North 5<sup>th</sup> Street Project. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

A motion was made by Jim Johnston and seconded by Nich Frohardt to set July 25<sup>th</sup> as the public hearing on the possible vacation and sale of the east-west alley lying within block 6, Early's Addition. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Bill Brenny and seconded by Gary Hansen to set July 25<sup>th</sup> as the public hearing on the possible vacation and sale of the east-west alley adjacent and adjoining the north half of lots 1 and 2 of block 7 of College Addition. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

It was moved by Nich Frohardt and seconded by Jim Frederick to set July 25<sup>th</sup> as the public hearing on the possible vacation and sale of Duncombe Street lying east of the east line of 17<sup>th</sup> Street and lying west of the west line of 16<sup>th</sup> Street adjacent and adjoining lots 1 through 5 of block 6 not previously vacated Early's Addition. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

Jim Johnston introduced and moved and Gary Hansen seconded the adoption of resolution 2011-07 entitled: "A Resolution Hiring City Employees for the Fiscal Year 2011-12". Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

The Mayor declared said resolution duly passed and adopted.

It was moved by Jim Frederick and seconded by Nich Frohardt to appoint Darlo Austin as Acting Superintendent for the Sac City Water Department. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.

Adam Ledford updated the council on proposed state legislation pertaining to cities. No decision was necessary on this item.

Committee and Department Reports were presented and reviewed.

The council forum was held.

A motion was made by Bill Brenny and seconded by Nich Frohardt to enter into closed session for the City Administrator's evaluation as allowed by Chapter 21 Section 1 Paragraph I of the Code of Iowa. Roll call was taken and vote was as follows:

Ayes: Gary Hansen, Jim Johnston, Bill Brenny, Jim Frederick, Nich Frohardt.

Nays: None.